IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Suit no.3343 of 2004

1. Antonilo John serrao
and another ..Plaintiffs

vs.

1.Sylvia Joseph Serrao & Ors. ..Defendants

Ms.Naina Singh for plaintiffs.
Mr.Y.R.Shah for defendants.

CORAM: S.C.DHARMADHIKARI J
6th September,2007

P.C.

1. According to both sides in the light of clear averments in the plaint and more particularly in para 15 thereof, this case would be covered by the Full Bench decision of this Court reported in 2007 (4) All M.R.651 (Prabhudas Damodar Kotecha and another Vs.Smt.Manharbala Jeram Damodar and others). The plaint is, therefore, directed to be returned to the Advocate to the plaintiffs for presentation before the appropriate Court.

2. Needless to state that all interlocutory proceedings also be transferred along with the main suit for being dealt with by the competent Court.

3. At the request of the parties and to enable

them to apply for appropriate interim relief after the plaint is presented before the appropriate Court the order of statusquo granted by this Court to continue for a period of 12 weeks.

(S.C.DHARMADHIKARI J.)